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UNITED STATES DISTRICT COURT FOR THE DISTRICT OF UTAH

CENTRAL DIVISION

Shanel Wheelwright, Plaintiff, vs. Aldous & Associates, PLLC, Defendant.	**ANSWER** Case No: 2:14-CV-00485-CW Judge Clark Waddoups

For their answer to Plaintiff's Complaint herein, Defendant Aldous & Associates, PLLC ("Defendant") admit, deny and allege as follows in response to the like-numbered paragraphs of the Complaint.

1. Defendant admits the present action arises under the FDCPA and UCSPA statutes as identified. Except as expressly admitted, Defendant denies the allegations in paragraph 1.
2. Admit.
3. Admit.
4. Admit.

5. Defendant lacks information to form an answer to the allegations of paragraph 5 and on that basis deny the same.
6. Admit.
7. Admit.
8. Admit.
9. Defendant lacks information to form an answer to the allegations of paragraph 9 and on that basis deny the same.
10. Defendant lacks information to form an answer to the allegations of paragraph 10 and on that basis deny the same.
11. Defendant lacks information to form an answer to the allegations of paragraph 11 and on that basis deny the same.
12. Defendant lacks information to form an answer to the allegations of paragraph 12 and on that basis deny the same.
13. Denied.
14. Denied.
15. Denied.
16. Denied.
17. Denied.
18. Defendant lacks information to form an answer to the allegations of paragraph 18 and on that basis deny the same.
19. Denied.
20. Denied.
21. Denied.
22. Defendant adopts and incorporates their responses to paragraphs 1 through 21 above.

23. Denied.

24. Denied.

25. Defendant adopts and incorporates their responses to paragraphs 1 through 24 above.

26. Denied

27. Denied.

Except as expressly admitted herein, Defendant denies each and every allegation of the Complaint.

Without undertaking any burden of proof or persuasion, Defendants allege the following affirmative defenses.

FIRST AFFIRMATIVE DEFENSE

(Failure to State a Claim)

Plaintiffs' Complaint should be dismissed because it fails to allege ultimate facts sufficient to state a claim.

WHEREFORE, Defendant requests that the Court grant relief as follows:

(1) For a judgment that Plaintiff take nothing by way of the Complaint and that the Complaint be dismissed with prejudice;

(2) An award of Defendants' costs and disbursements incurred herein; and

(3) Such other and further relief as the Court deems equitable and appropriate.

DATED: August 11, 2014.

ALDOUS & ASSOCIATES, PLLC

/s/ Jeffrey N Aldous
Jeffrey N Aldous
Attorneys for Defendant Aldous & Associates, PLLC